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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
C0070006
#3299
OK

July 21, 2009

Dennis Ware
Caste Gate Holding Company
P.O. Box 30
Helper, Utah 84526-0030

Subject: 2008 Annual Report Review, Star Point Mine, C/007/0006, Task ID # 3299
Outgoing File

Dear Mr. Ware:

The Division staff has completed the 2008 Annual Report Review. Enclosed is a copy of the review for Star Point Mine, C/007/0006 completed on July 20, 2009.

Thank you for your diligence in completing the Annual Report. If you have any questions, please call me at (801) 538-5325.

Sincerely,

Daron Haddock
Permit Supervisor

sqs
Enclosure
O:\AnnualReport\2008 Annual Reports\StarPoint.doc



This Annual Report shows information the Division has for your mine. Please review the information to see if it is current. If the information needs to be updated please do so in this document. At the end of each section the operator is asked to verify if the information is correct. Please answer these questions and make all comments on this document. Submit the completed document and any additional information identified in the Appendices to the Division by April 30, 2009. During a complete inspection an inspector will check and verify the information. To enter text, click in the cell and type your response. You can use the tab key to move from one field to the next. To enter an X in a box, click next to the box, right click, and select properties, then the checked circle, then hit enter, or hit the unchecked circle if the X is to be removed.

GENERAL INFORMATION

| | |
|---------------------------------|---|
| Permitte Name | Plateau Mining Corporation |
| Mine Name | Star Point Mine |
| Operator Name | |
| (If other then permittee) | |
| Permit Expiration Date | January 28, 2012 |
| Permit Number | C0070006 |
| Authorized Representative Title | Dennis N. Ware, Controller and Administrative Manager |
| Phone Number | (435) 472-4737 |
| Fax Number | (435) 472-4782 |
| E-mail Address | dware@foundationcoal.com |
| Mailing Address | P.O.Box 30, Helper, UT 84526 |
| Designated Representative | Dennis N. Ware |
| Resident Agent | C.T. Corporation |
| Resident Agent Mailing Address | 50 West Broadway, Salt Lake City, UT 84101 |
| Number of Binders Submitted | |

IDENTIFICATION OF OTHER PERMITS

Identify other permits that are required in conjunction with mining and reclamation activities.

| Permit Type | ID Number | Description | Expiration Date |
|-----------------------|-------------|----------------|-------------------|
| MSHA Mine ID(s) | 42-00107 | Legal Identity | |
| | | | |
| | | | |
| MSHA Impoundment(s) | | | |
| | | | |
| | | | |
| NPDES/UPDES Permit(s) | UT0023736 | UPDES | Inactive 11/18/04 |
| | | | |
| | | | |
| PSD Permit(s) (Air) | DAQE-886-96 | Approval Order | |
| | | | |
| | | | |

Other

| | | | |
|--|--|--|--|
| | | | |
| | | | |
| | | | |
| | | | |

Operator, please update any incorrect information.

CERTIFIED REPORTS

List the certified inspection reports as required by the rules and under the approved plan that must be periodically submitted to the Division. Specify whether the information is included as Appendix A to this report or currently on file with the Division.

| Certified Reports: | Required | | Included | or | DOGM file location |
|--------------------|--------------------------|-------------------------------------|--------------------------|----|--------------------|
| | Yes | No | | | |
| Excess Spoil Piles | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | |
| Refuse Piles | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | |
| Impoundments | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | |
| Other | | | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | | |

Operator Comments:**Inspector:**

Has the operator complied with this section? Yes ☒ No ☐

Inspector Comments:**COMMITMENTS AND CONDITIONS**

The Permittee is responsible for ensuring annual technical commitments in the MRP and conditions accepted with the permit are completed throughout the year. The Division has identified these commitments below and has provided space for you to report what you have done during the past year for each commitment. If the particular section is blank, no commitment has been identified and no response is required for this report. If additional written response is required, it should be filed under Appendix B to this report.

| |
|--|
| Admin R645-301-100 |
| Soils R645-301-200 |
| Biology R645-301-300 |
| Landuse, Cultural Resources, Air Quality R645-301- 400 |
| Engineering R645-301-500 |
| Geology R645-301-600 |

Hydrology R645-301-700

Bonding & Insurance R645-301-800

Other Commitments

*Reminder: If equipment has been abandoned during 2008, an amendment must be submitted that includes a map showing its location, a description of what was abandoned, whether there were any hazardous or toxic materials and any revision to the PHC as necessary.

REPORTING OF OTHER TECHNICAL DATA

List other technical data and information as required under the approved plan, which must be periodically submitted to the Division. Specify whether the information is included as Appendix B to this report or currently on file with the Division.

Operator Comments:**Inspector:**

Has the operator complied with this section? Yes ☒ No ☐

Inspector Comments:

The permittee has submitted a vegetation study that requires Division's specialist to review.

The report was reviewed by Ingrid Wieser. Year six vegetation monitoring was conducted on the revegetated star point mine sites by Pat Collins of Mt. Nebo Scientific in 2008. Three plant communities are represented in the reclaimed area which include sagebrush, Mountain grassland and saltbush. Each plant community has a corresponding reference area that was selected prior to disturbance and will be monitored during phase III bond release sampling.

In all three reclaimed plant communities, total living cover decreased between 2006 and 2008. It was noted, however, that in the sagebrush site, weedy species had decreased since 2006. Also in all three sites, woody species density dramatically increased between 2006 and 2008. It is predicted that the sites stabilize over the next couple of years before phase III bond release sampling occurs. Maps and photographs are included in the report.

LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

Change in administration or corporate structure can often bring about necessary changes to information found in the mining and reclamation plan. The Division is Requesting that each permittee review and update the legal, financial, compliance and related information in the plan as part of the annual report. Please provide the Department of Commerce, Annual Report of Officers, or other equivalent information as necessary to ensure that the information provided in the plan is current. Provide any other change as necessary regarding land ownership, lease acquisitions, legal results from appeals of violations, or other changes as necessary to update information required in the mining and reclamation plan. Include certified financial statements, audits or worksheets, which may be required to meet bonding requirements. Specify whether the information is currently on file with the Division or included as Appendix C to the report.

| | | | | |
|---------------------------------|-----------------|-----------------|-----------|---------------------------|
| Legal / Financial Update | Required | Included | or | DOGM File location |
| | Yes No | Included | | Vol, Chapter, Page |

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| | | | |
|---|-------------------------------------|--------------------------|--|
| Department of Commerce, Annual Report Officers | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> Information is in the annual report. |
| Other | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

MAPS

Copies of mine maps, current and up-to-date through at least December 31, 2008, are to be provided to the Division as Appendix D to this report in accordance with the requirements of R 645-301-525.240. The map copies shall be made in accordance with 30 CFR 75.1200 as required by MSHA. Mine maps are not considered confidential. (Please provide a CD.)

Confidential information is limited to:

R645-300-124.310. Information that pertains only to the analysis of the chemical and physical properties of the coal to be mined, except information on components of such coal which are potentially toxic in the environment.

R645-300-124.330. Information on the nature and location of archeological resources on public land and Indian land as required under the Archeological Resources Protection Act of 1979 (P. L. 96-95, 93 Stat. 721, 16 U.S.C. 470).

R645-301-322, Fish and Wildlife Information; R645-301-322.100, the scope and level of detail for such information will be determined by the Division in consultation with state and federal agencies with responsibilities for fish and wildlife and will be sufficient to design the protection and enhancement plan required under R645-301-333 and R645-301-322.230, other species or habitats identified through agency consultation as requiring special protection under state or federal law; R645-301-333.300, Include protective measures that will be used during the active mining phase of operation.

The Division will provide procedures, including notice and opportunity to be heard for persons both seeking and opposing disclosure.

Map Number(s)**Map Title/ Description**

| | | |
|-----------------------|--|---|
| Annual subsidence map | | No |
| Mine map | | No |
| Other maps | | Confidential |
| | | Yes No |
| | | <input type="checkbox"/> <input type="checkbox"/> |
| | | <input type="checkbox"/> <input type="checkbox"/> |
| | | <input type="checkbox"/> <input type="checkbox"/> |
| | | <input type="checkbox"/> <input type="checkbox"/> |
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| | | <input type="checkbox"/> <input type="checkbox"/> |
| | | <input type="checkbox"/> <input type="checkbox"/> |
| | | <input type="checkbox"/> <input type="checkbox"/> |

Operator Comments:

Inspector:

No mine or subsidence map since the mine has been reclaimed for six years.

Please provide any comments of further information to be included as part of the Annual Report. Any other attachments are to be provided as Appendix E to this report. If information is submitted as a group rather than by individual mine, please identify each of the mine's data in the list below.

Overview of reclamation, permitting and phased bond release activities.

This study will require Division's specialist to review report.

O:\AnnualReport\2008 Annual Reports\Operator Annual Reports (Initial Outgoing)\Inactive Mines\Star Point Mine C0070006.doc

APPENDIX A

Certified Reports

Excess Spoil Piles
Refuse Piles
Impoundments

As required under R645-301-514

CONTENTS

APPENDIX B

Reporting of Technical Data

Including monitoring data, reports, maps, and other information
As required under the approved plan or as required by the Division

In accordance with the requirement of R645-310-130 and R645-301-140

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APPENDIX C

Legal Financial, Compliance and Related Information

Annual Report of Officers
As submitted to the Utah Department of Commerce

Other change in ownership and control information
As required under R645-301-110

CONTENTS

APPENDIX D

Mine Maps

As required under R645-302-525-270

CONTENTS

APPENDIX E

Other Information

In accordance with the requirements of R645-301 and R645-302

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